

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Francis Grandenetti,  
a/k/a Francis Grandinette,

Civil No. 06-2961 (DWF/AJB)

Plaintiff,

v.

**ORDER ADOPTING THE  
REPORT AND RECOMMENDATION**

Chief O'Malley, Security PCF/CCA;  
Barbara Seidl, U.T.M. PCF/CCA;  
Hoyt Brill, Warden, PCF/CCA; and  
Corrections Corporation of America (CCA)  
staff at PCF/CCA,

Defendant.

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Francis Grandenetti, II, *Pro Se*, Plaintiff.

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This matter is before the Court upon Plaintiff Francis Grandenetti, II's objections to Magistrate Judge Arthur J. Boylan's Report and Recommendation dated August 29, 2006, recommending that this action be summarily dismissed without prejudice.

The Court has conducted a *de novo* review of the record, including a review of the arguments and submissions of counsel, pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 72.1(c). The factual background for the above-entitled matter is clearly and precisely set forth in the Report and Recommendation and is incorporated by reference for purposes of Plaintiff's objections.

Based upon the *de novo* review of the record and all of the arguments and submissions of the parties and the Court being otherwise duly advised in the premises, the Court hereby enters the following:

**ORDER**

1. Plaintiff Francis Grandenetti, II's objections (Doc. No. 5) to Magistrate Judge Arthur J. Boylan's Report and Recommendation dated August 29, 2006, are **DENIED**.

2. Magistrate Judge Arthur J. Boylan's Report and Recommendation dated August 29, 2006 (Doc. No. 4), is **ADOPTED**.

3. This action is **SUMMARILY DISMISSED WITHOUT PREJUDICE**.

Dated: October 4, 2006

s/Donovan W. Frank  
DONOVAN W. FRANK  
Judge of United States District Court